

State Water Resources Control Board

November 3, 2017

(Via email and Certified Mail)
CERTIFIED MAIL
NO. 7016 3010 0000 5907 1875

Mr. Pete Avina
Lead of Department
Mark Twain Medical Center
768 Mountain Ranch Road
San Andreas, California 95249
peter.avina@dignityhealth.org

**SUBJECT: NOTICE OF VIOLATION; UNDERGROUND STORAGE TANK SYSTEM
LOCATED AT THE MARK TWAIN MEDICAL CENTER, 768 MOUNTAIN RANCH
ROAD, SAN ANDREAS**

Dear Mr. Avina:

As part of an initiative by the State Water Resources Control Board (State Water Board) to ensure compliance at government-owned and/or operated underground storage tank (UST) facilities in California, the State Water Board staff inspected the UST at your facility on October 11, 2017, pursuant to authority under Health and Safety Code (H&SC), chapter 6.7, section 25289.

The State Water Board has identified the following violations pursuant to H&SC, chapter 6.7, and California Code of Regulations (CCR), title 23, chapter 16:

No.	Violation	Tank	Start Date	Stop Date	Regulation
1	Failure to Maintain Tank Information (Form B) – In CERS, the tank manufacturer lists Incon, when it should list Modern Welding. Additionally, under tank description, the install date lists 2006, when it should list 1996.	Diesel	October 11, 2017	Ongoing	23 CCR 2711(a)
2	Failure to Provide Designated Operator (DO) Training – Current DO training documentation was not present at the time of inspection. The document onsite was dated November 11, 2013.	Diesel	November 12, 2014	Ongoing	23 CCR 2715(f)

No.	Violation	Tank	Start Date	Stop Date	Regulation
3	Failure to Maintain Monitoring or Testing Records Onsite – The 2014 Annual Monitoring Certification was not present at the time of inspection.	Diesel	October 11, 2017	Ongoing	H&SC 25293; 23 CCR 2712(b)
4	Failure to Maintain Financial Responsibility Onsite – The Chief Financial Officer (CFO) letter observed at the time of inspection was dated February 26, 2013. CFO letters must be updated annually.	Diesel	October 11, 2017	Ongoing	23 CCR 2711(a)(11)
5	Failure to Meet DO Inspection Requirements – Monthly DO reports were not available from December 2016 through June 2017 and September 2017. Twelve months of DO reports must be maintained with their alarm history reports attached.	Diesel	October 11, 2017	Ongoing	23 CCR 2715(c)

You are directed to correct the ongoing violations and submit compliance documentation to the State Water Board and Calaveras County Environmental Health within sixty (60) days from the date of this letter. Have your DO make specific notations in the next monthly DO report indicating the ongoing violations have been corrected. The monthly DO report and any associated photos must be submitted as proof of compliance.

Please send all compliance documentation to the following:

State Water Board

Mr. Douglas McDevitt
UST Enforcement Unit
Office of Enforcement
State Water Resources Control Board
801 K Street, Suite 2300
Sacramento, California 95814
douglas.mcdevitt@waterboards.ca.gov

Local CUPA

Ms. Lisa Medina
REHS Manager
Calaveras County Environmental Health
891 Mountain Ranch Road
San Andreas California, 95249
lmolina@co.calaveras.ca.us

Pursuant to Health and Safety Code, chapter 6.7, section 25299, the owner and operator of the tank(s) are liable for a penalty of \$500 to \$5,000 per tank, per day of violation. These penalties will continue to accrue until the violations have been corrected.

November 3, 2017

If you have any questions, please contact me at (916) 341-5551, or by email at amantha.henkel@waterboards.ca.gov.

Sincerely,

A handwritten signature in blue ink that reads "Amantha Henkel". The signature is stylized with a large, looping "A" and a cursive "Henkel".

Amantha Henkel
Senior Environmental Scientist
UST Enforcement Unit
Office of Enforcement

cc: *(via email only)*

Mr. Ed Gonzlaes
Director of Facilities
Mark Twain Medical Center
ed.gonzales@dignityhealth.org

Ms. Lisa Medina
REHS Manager
Calaveras County Environmental Health
lmolina@co.calaveras.ca.us